

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
04-CV-4110 (JMR/FLN)

Berry Allen Willis)	
)	
v.)	
)	
Thad Tarasen, State of)	ORDER
Minnesota Justice Department,)	
City of Brooklyn Park, Roger)	
J. Fellows, Jensen &)	
Sondrall, P.S., and Hennepin)	
County District Court)	

The Honorable Franklin L. Noel, United States Magistrate Judge, issued a Report and Recommendation on May 6, 2005, recommending denying plaintiff's motion for injunction and declaratory judgment. Magistrate Noel issued a second Report and Recommendation on May 6, 2005, recommending granting defendants' Fellows, Jensen & Sondrall and the City of Brooklyn Park's motions for summary judgment. Plaintiff's objections to both Reports were timely filed, pursuant to Local Rule 72.2(b).

Based upon a de novo review of the record herein, the Court adopts the Magistrate's Report and Recommendation of May 6, 2005. [Docket Numbers 52 and 54].

Accordingly, IT IS ORDERED that:

1. Plaintiff's motion for injunction and declaratory relief [Docket No. 2] is denied.
2. Defendants Fellows, Jensen & Sondrall's motion for summary judgment [Docket No. 6] is granted.

3. Defendant City of Brooklyn Park's motion for summary judgment [Docket No. 20] is granted.

Dated: June 27th, 2005

s/ JAMES M. ROSENBAUM
JAMES M. ROSENBAUM
United States Chief District Judge